IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Court No.3

W.P. No. 402 (M/S/2003

Umesh Goswami … Petitioner.

Vs.

Principal Judge Family Court Haridwar

and another ……Respondents.

Hon'ble Irshad Hussain, J.

Heard Sri J.P. Joshi learned counsel for the petitioner and Sri Pankaj Miglani learned counsel for the respondent No.2.

2- The petition under Article 227 of the Constitution of India has been taken for disposal itself and the learned counsel for the parties have been heard and the material on record has been perused.

3- The learned counsel agreed that the interim maintenance be reduced to Rs. 1500/- from Rs. 2000/- per month as awarded by the learned Principal Judge Family Court per order dated 8.4.2003. In view of this it is directed that the petitioner shall pay interim maintenance at the rate of Rs. 1500/- (One thousand five hundred) to the respondent No.2 with effect from 1st of January 2003 and the arrears shall be paid in three instalments and up to date interim maintenance shall be paid in the first week of every month till the decision of the petition before the Principal Judge Family Court Haridwar.

4- In view of this the recovery warrant issued by the Family Court is quashed.

5- Considering the matrimonial dispute it is directed that the Principal Judge, Family Court shall decide all the petitions of the parties pending before him expeditiously preferably within a period of three months from the date of receipt of copy of this order.

6- With the above observation the petition is finally disposed of.

(Irshad Hussain, J.)

Dated: 23-10-2003

ISB